

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MARSHALL SIDELL CREW,

Plaintiff,

v.

JASON BENNETT,

Defendant.

CASE NO. 2:24-cv-00984-DGE-GJL


ORDER ADOPTING REPORT AND  
RECOMMENDATION

The Court, having reviewed the Report and Recommendation (Dkt. No. 4) of Magistrate Judge Grady J. Leupold, and having reviewed de novo the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Petitioner's federal habeas Petition is DISMISSED without prejudice as it is duplicative of the matter filed in *Crew v. Bennett*, Case No. 2:24-cv-00709-JNW-DWC.
- (3) Petitioner's IFP Motion (Dkt. No. 1) and his other Proposed Motions and Requests (Dkt. Nos. 1-3 1-5, 1-6) are denied as MOOT.

1 (4) A certificate of appealability is denied in this case.

2 Dated this 9th day of August, 2024.

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6 David G. Estudillo  
7 United States District Judge  
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